

09/509 297



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office

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U.S. APPLICATION NO. 97	BLHM	FIRST NAMED APPLICANT	ATTY. DOKUMENT NO. 377
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J BENNETT MULLINAX
DORITY & MANNING
P O BOX 1449
GREENVILLE SC 29602-1449

5611

INTERNATIONAL APPLICATION NO.

PCT/EP98/06022

LA. FILING DATE

PRIORITY DATE

09/22/98

09/22/97

DATE MAILED: 06/16/00

**NOTIFICATION OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C. 371
AND 37 CFR 1.494 OR 1.495**

1. The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as ☐ a Designated Office (37 CFR 1.494), ☒ an Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is **ACCEPTED** for national patentability examination in the United States Patent and Trademark Office.

2. The United States Application Number assigned to the application is shown above and the relevant dates are:

08 JUN 2000
35 U.S.C. 102(e) DATE

08 JUN 2000
DATE OF RECEIPT OF
35 U.S.C. 371 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE "FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371(C) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

3. ☐ A request for immediate examination under 35 U.S.C. 371(f) was received on **22 MAR 2000** and the application will be examined in turn.

4. The following items have been received:

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☒ a non-English language.

☐ English.

☒ Translation of the international application into English.

☒ Oath or Declaration of inventors(s) for DO/EO/US.

☐ Copy of Article 19 amendments. ☐ Translation of Article 19 amendments into English.

The Article 19 amendments ☐ have ☐ have not been entered.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Copy of the Annexes to the International Preliminary Examination Report (IPER).

☐ Translation of Annexes to the IPER into English.

The Annexes ☐ have ☐ have not been entered.

☒ Preliminary amendment(s) filed **22 MAR 2000** and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☒ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____.

☐ Verified Statement Claiming Small Entity Status.

☒ Priority Document.

☐ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

Re Application of:
ERICH BOHM

Serial No.: 09/509,297

Filed: March 22, 2000

Title: AUDIO PLAYER AND A METHOD
FOR CONTROLLING AUDIO DATA
BY THE AUDIO PLAYER

ATTN: Application Branch

Date: June 5, 2000

Ref.: CBZ-377

Our Account No. 04-1403

529 Rec'd PCT/PTO 08 JUN 2000

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

The following completes the filing of the above-identified patent application under Rule 53(f)/63:

- ☒ Rule 53 signed Declaration enclosed.
- ☐ This is a Rule 47 filing per attached Petition.
- ☐ Enclosed: Original signed Declaration with attached specification (including claims) which is a copy of specification/claims originally filed to secure above filing date.
- ☐ Specification originally filed in non-English language; hence verified translation attached of:
- ☐ Abstract ☐ _____ pgs of Specification (only spec. & claims) ☐ Drawing Figs _____
- ☐ _____ sheet(s) of formal drawings enclosed: size: ☐ A4 ☐ 14" ☐ 8 1/2 by 11
- ☐ Attached is an assignment to _____
- ☒ Priority is hereby claimed under Rule 55 and 35 U.S.C. 119 based on prior foreign application(s) No(s): 197 41 503.2 and PCT/EP98/06022 filed in Germany and RO/EP on 22 September 1997 and 22 September 1998, respectively.
Certified copy (copies) ☐ attached; ☐ already filed on _____ in U.S. Application, Serial No. _____, filed _____.
- ☐ Attached: _____ Verified Statement(s) establishing "small entity" status under Rules 9 & 27.
- ☒ Attached is the requested return copy of the PTO Notice under Rule 53(f)/63
- ☐ Attached:
- ☐ Preliminary Amendment:

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED
PER MPEP § 506 AND § 607**

If not earlier paid, add Basic Filing Fee..... \$ -0-

Total Effective Claims _____ - 20 = _____ x \$18.00 = _____

Independent Claims _____ 3 = _____ x \$78.00 = _____

If any proper multiple dependent claim (ignore improper) is present, add \$260.00 _____

Filing Fee \$ -0-

Since PTO Notice under Rule 53(f)/63 set an original due date of 06/03/00, petition is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$110; 2 months \$380; 3 months \$870; 4 months \$1360) \$ _____

If this is the first time either signed Declaration filed or filing fee paid, add Surcharge (\$130) \$ -0-

Subtotal \$ _____

If "small entity" status box above is X'd, enter half (1/2) of subtotal & subtract _____ \$ _____

Total = \$ -0-

If "non-English" box above is X'd, add Rule 17(k) processing fee (\$130.00)..... \$ _____

If "assignment" box above is X'd, add recording fee (\$40.00)..... \$ _____

If "Rule 47" box above is X'd, add Petition fee \$130.00 Rule 17(h)..... \$ _____

TOTAL FEE ENCLOSED \$ -0-

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

ADDRESS:

P. O. Box 1449
Greenville, SC 29602-1449
(864) 271-1592
FAX (864) 233-7342

DCRITY & MANNING
ATTORNEYS AT LAW, P.A.

By Atty: J. BENNETT MULLINAW Reg. No. 36,221

Signature J. B. Mullinaw

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on

June 5, 2000

CHRISTINE P. STANFIELD

(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)